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03 FILED _____ ENTERED
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JUN 23 2008

08-CV-00021-ORD

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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

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07 UNITED STATES DISTRICT COURT
08 WESTERN DISTRICT OF WASHINGTON
09 AT SEATTLE

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RICHARD SPRUEL,) Case No. C08-21-JLR

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Petitioner,

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v.

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STATE OF WASHINGTON, et al.,

ORDER OF DISMISSAL

Respondents.

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The Court, after careful consideration of petitioner's Petition for a Writ of Mandamus
15 Prohibition and/or 28 U.S.C. § 2254 petition for writ of habeas corpus, the Report and
16 Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, the
17 governing authorities and the balance of the record, does hereby find and ORDER:

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(1) The Court adopts the Report and Recommendation.

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(2) Petitioner's petition (Dkt. Nos. 4, 7) is DENIED and this case is DISMISSED
without prejudice.

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(3) The Clerk is directed to send copies of this Order to all counsel of record and to
Judge Donohue.

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DATED this 23rd day of June, 2008.

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JAMES L. ROBART
United States District Judge

ORDER OF DISMISSAL